
SUBSTITUTE SENATE BILL 5704

State of Washington

59th Legislature

2005 Regular Session

By Senate Committee on Early Learning, K-12 & Higher Education
(originally sponsored by Senators Pridemore, Schoesler, Schmidt and
McAuliffe)

READ FIRST TIME 03/02/05.

1 AN ACT Relating to school district bidding requirements; and
2 amending RCW 28A.335.190.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 28A.335.190 and 2000 c 138 s 201 are each amended to
5 read as follows:

6 (1) When, in the opinion of the board of directors of any school
7 district, the cost of any furniture, supplies, equipment, building,
8 improvements, or repairs, or other work or purchases, except books,
9 will equal or exceed the sum of fifty thousand dollars, complete plans
10 and specifications for such work or purchases shall be prepared and
11 notice by publication given in at least one newspaper of general
12 circulation within the district, once each week for two consecutive
13 weeks, of the intention to receive bids (~~((therefor))~~) and that
14 specifications and other information may be examined at the office of
15 the board or any other officially designated location: PROVIDED, That
16 the board without giving such notice may make improvements or repairs
17 to the property of the district through the shop and repair department
18 of such district when the total of such improvements or repair does not
19 exceed the sum of (~~((a) fifteen~~) fifty thousand dollars(~~(, for~~

1 ~~districts with fifteen thousand five hundred or more full-time~~
2 ~~equivalent students; or (b) for districts with fewer than fifteen~~
3 ~~thousand five hundred full-time equivalent students, fifteen thousand~~
4 ~~dollars if more than one craft or trade is involved with the school~~
5 ~~district improvement or repair, or ten thousand dollars if a single~~
6 ~~craft or trade is involved with the school district improvement or~~
7 ~~repair)).~~ The cost of any public work, improvement or repair for the
8 purposes of this section shall be the aggregate of all amounts to be
9 paid for labor, material, and equipment on one continuous or
10 interrelated project where work is to be performed simultaneously or in
11 close sequence. The bids shall be in writing and shall be opened and
12 read in public on the date and in the place named in the notice and
13 after being opened shall be filed for public inspection.

14 (2) Every purchase of furniture, equipment or supplies, except
15 books, the cost of which is estimated to be in excess of (~~fifteen~~)
16 thirty thousand dollars, shall be on a competitive basis. The board of
17 directors shall establish a procedure for securing telephone and/or
18 written quotations for such purchases. Whenever the estimated cost is
19 from (~~fifteen~~) thirty thousand dollars up to fifty thousand dollars,
20 the procedure shall require quotations from at least three different
21 sources to be obtained in writing or by telephone, and recorded for
22 public perusal. Whenever the estimated cost is in excess of fifty
23 thousand dollars, the public bidding process provided in subsection (1)
24 of this section shall be followed.

25 (3) Every building, improvement, repair or other public works
26 project, the cost of which is estimated to be in excess of (~~(a)~~
27 ~~fifteen~~) fifty thousand dollars, (~~for districts with fifteen thousand~~
28 ~~five hundred or more full-time equivalent students; or (b) for~~
29 ~~districts with fewer than fifteen thousand five hundred full-time~~
30 ~~equivalent students, fifteen thousand dollars if more than one craft or~~
31 ~~trade is involved with the school district improvement or repair, or~~
32 ~~ten thousand dollars if a single craft or trade is involved with the~~
33 ~~school district improvement or repair,)) shall be on a competitive bid
34 process. Whenever the estimated cost of a public works project is
35 fifty thousand dollars or more, the public bidding process provided in
36 subsection (1) of this section shall be followed unless the contract is
37 let using the small works roster process in RCW 39.04.155 or under any
38 other procedure authorized for school districts. One or more school~~

1 districts may authorize an educational service district to establish
2 and operate a small works roster for the school district under the
3 provisions of RCW 39.04.155.

4 (4) The contract for the work or purchase shall be awarded to the
5 lowest responsible bidder as defined in RCW 43.19.1911 but the board
6 may by resolution reject any and all bids and make further calls for
7 bids in the same manner as the original call. On any work or purchase
8 the board shall provide bidding information to any qualified bidder or
9 the bidder's agent, requesting it in person.

10 (5) In the event of any emergency when the public interest or
11 property of the district would suffer material injury or damage by
12 delay, upon resolution of the board declaring the existence of such an
13 emergency and reciting the facts constituting the same, the board may
14 waive the requirements of this section with reference to any purchase
15 or contract: PROVIDED, That an "emergency", for the purposes of this
16 section, means a condition likely to result in immediate physical
17 injury to persons or to property of the school district in the absence
18 of prompt remedial action.

19 (6) This section does not apply to the direct purchase of school
20 buses by school districts and educational services in accordance with
21 RCW 28A.160.195.

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